

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

OREGON LABORERS-EMPLOYERS HEALTH  
AND WELFARE TRUST FUND, IDAHO  
LABORERS-EMPLOYERS PENSION TRUST  
FUND, AND OREGON AND SOUTHERN  
IDAHO LABORERS-EMPLOYERS  
TRAINING TRUST FUND,

3:12-CV-00100-ST

ORDER

Plaintiffs,

v.

BLACK DIAMOND PAVING, INC.,  
a foreign corporation,

Defendant.

BROWN, Judge.

Magistrate Judge Janice M. Stewart issued Findings and Recommendation (#21) on April 6, 2012, in which she recommends this Court grant Plaintiffs' Motion (#9) for Judgment, Motion (#12) for Attorney Fees, and Bill of Costs (#13) and enter a judgment awarding Plaintiffs \$1,125.84 for contributions, \$81.82 for accrued interest, \$122.86 in liquidated damages, costs in the

amount of \$392.00, and \$2,945.50 for attorneys' fees. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, this Court is relieved of its obligation to review the record *de novo*. *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9<sup>th</sup> Cir. 2003)(*en banc*). See also *United States v. Bernhardt*, 840 F.2d 1441, 1444 (9<sup>th</sup> Cir. 1988). Having reviewed the legal principles *de novo*, the Court does not find any error.

#### **CONCLUSION**

The Court **ADOPTS** Magistrate Judge Stewart's Findings and Recommendation (#21). Accordingly, the Court **GRANTS** Plaintiffs' Motion (#9) for Judgment, Motion (#12) for Attorney Fees, and Bill of Costs (#13) and awards Plaintiffs \$1,125.84 for contributions, \$81.82 for accrued interest, \$122.86 in liquidated damages, costs in the amount of \$392.00, and \$2,945.50 for attorneys' fees.

IT IS SO ORDERED.

DATED this 17<sup>th</sup> day of May, 2012.

/s/ Anna J. Brown

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ANNA J. BROWN  
United States District Judge